

**SUPREME COURT MINUTES
THURSDAY, JULY 13, 2000
SAN FRANCISCO, CALIFORNIA**

S012568 The People, Plaintiff and Respondent,
 v.
 Philip Louis Lucero, Defendant and Appellant.
 The judgment of death is affirmed.

Kennard, J.

We Concur:
George, C.J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

Dissenting Opinion by Mosk, J.

S069237 The People, Plaintiff and Respondent,
 v.
 Juan Carlos Castenada, Defendant and Appellant.
 We affirm the judgment of the Court of Appeal, upholding
 defendant's conviction under section 186.22(a).

Kennard, J.

We Concur:
George, C.J.
Mosk, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S012945 People, Respondent

v.

Stanley Bernard Davis, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including September 18, 2000.

No further extensions of time are contemplated.

S014664 People, Respondent

v.

Mario Lewis Gray, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including August 11, 2000.

S025355 People, Respondent

v.

Edward Dean Bridges, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including September 5, 2000.

S055130 People, Respondent

v.

Edward Patrick Morgan, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including September 11, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S086696 Bruce Sweatman III, Appellant

v.

California Department of Veteran Affairs, Respondent

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including August 7, 2000.

S073756 In re Attorney Discipline System

On December 3, 1998, the court adopted rule 963 of the California Rules of Court, which imposed an interim special regulatory fee on attorneys to fund the State Bar's attorney discipline system. On the same date, the court appointed retired Justice Elwood Lui to serve in the above entitled matter as special master to supervise the collection, disbursement, and allocation of fees collected pursuant to rule 963 of the California Rules of Court. On January 7, 2000, the court filed an order extending the term of the special master in order to ensure that the remaining funds collected pursuant to rule 963 were properly used to maintain and operate the attorney discipline system.

The special master has informed the court that the great majority of the funds collected in the special master's Attorney Discipline Fund have been disbursed or have been designated for appropriate use in the attorney discipline system by the State Bar. He further has recommended that the remaining funds continue to be held in a separate account and that decisions concerning their use be made by the State Bar's Senior Executive Team, and authorized by the State Bar's Executive Director. He has now notified the court that, in his view, his services no longer are required to ensure that the duties and goals embodied in this court's orders and the related rule of court are carried out.

After reviewing the various reports and recommendations submitted by the special master during his service, and the present status of the state bar's discipline system, the court hereby orders:

1) The appointment of the Honorable Elwood Lui as special master to supervise and oversee the collection, disbursement, and allocation of fees mandated by rule 963 of the California Rules of Court is hereby concluded. The special master shall be paid the balance of any fees and expenses incurred in performing the duties of his office only upon the prior order of the court.

2) Any remaining funds collected pursuant to rule 963 shall continue to be segregated from all other fees and revenue collected by the State Bar, and shall be deposited and maintained in a separate account by the bar. Only requests for fund monies that will result in a direct or substantial effect on either the bar's discipline related functions or the maintenance or enhancement of the bar's technology may be approved.

3) The State Bar Senior Executive Team shall review and evaluate all requests for use of the funds, and shall make final

decisions on such requests, monitor the use of approved disbursements, and make such necessary adjustments or additional disbursements as may be required. All disbursements of these monies must be authorized by the Executive Director of the State Bar.

4) The segregated fund containing the balance of monies collected pursuant to rule 963 shall be examined by the State Bar's external auditors in connection with the annual audit of the State Bar accounts. The external auditors shall certify to the Supreme Court their findings concerning the State Bar's compliance with the above-stated procedures.